

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

**Antoinette Lavern and Tracy Kramer, on)
behalf of themselves and all other)
similarly situated individuals,)**

Plaintiffs,)

v.)

**Asurion Insurance Services, Inc. and)
Asurion Corp.,)**

Defendants.)

Case No. 3:15-cv-01111

Hon. William J. Haynes, Jr.

**DEFENDANT ASURION INSURANCE SERVICES, INC.’S MOTION TO DISMISS
AND COMPEL ARBITRATION OF PLAINTIFF ANTOINETTE LAVERN’S CLAIMS**

Defendant Asurion Insurance Services, Inc. (“Defendant Asurion Insurance”), pursuant to Federal Rule of Civil Procedure 12(b)(1) and 12(b)(6), the Federal Arbitration Act, 9 U.S.C. § 1 *et seq.*, and the parties’ written arbitration agreement, respectfully move this Court for an Order compelling Plaintiff Antoinette Lavern (“Plaintiff Lavern”) to submit all of her claims to arbitration and dismissing such claims without prejudice. Plaintiff Lavern and Defendant Asurion Insurance are parties to a valid, enforceable arbitration agreement which requires Plaintiff Lavern to submit all of her claims raised in this lawsuit to final and binding individual arbitration. In support of this Motion, Defendant relies upon and files its Memorandum of Law, and the exhibits thereto.

Dated: February 3, 2016

Respectfully submitted,

s/ Roger D. Scruggs

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CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of February 2016, I filed the foregoing
**DEFENDANT ASURION INSURANCE SERVICES, INC.'S MOTION TO DISMISS
AND COMPEL ARBITRATION OF PLAINTIFF ANTOINETTE LAVERN'S CLAIMS**
using the Court's CM/ECF system, which will send notice to the following attorneys of record:

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